



STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

JUL 13 2010

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DIRECTOR

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IN REPLY REFER TO:
HWY-RM
3.87881

Board of Land and Natural Resources
State of Hawaii
Honolulu, Hawaii

OAHU

Authorizing the Department of Transportation to Dispose of Portion of Parcel 52,
Kaumualii Highway, Project No. 50C-02-87, At Eleele, Wahiawa, Koloa, Kauai, Hawaii

REQUEST:

Authorization to dispose of title to the subject parcel, designated as Portion of Remnant
Parcel 52, as described and shown on the maps attached as Exhibits A and B.

LEGAL REFERENCE:

Section 171-52 and other applicable sections of Chapter 171, Hawaii Revised Statutes, as
amended.

LOCATION:

The remnant parcel is located on the island of Kauai, abutted by Kaumualii Highway,
Eleele.

AREA:

Remnant Portion of Parcel 52: 0.141 acre.

ZONING:

Remnant Portion of Parcel 52: R-6.

LAND TITLE STATUS:

Ceded, DHHL 30% entitlement lands pursuant to the Hawaii State Constitution:

YES _____ NO X

ITEM M-3

CURRENT USE STATUS:

Portion of Parcel 52 is not being used and has been deemed surplus to the Department of Transportation, Highways Division's needs.

COMMENCEMENT DATE:

Upon transfer of title via sale to the abutting owner.

COMPENSATION:

Remnant parcel to be disposed of at fair market value as established by independent fee appraiser.

LIENS AND/OR ENCUMBRANCES:

None noted at this time.

CHAPTER 343 – ENVIRONMENTAL ASSESSMENT:

Not applicable. Remnant parcel is unused lot and will become privately owned land at that point. Chapter 343, HRS, would not apply to any future development on the parcel as no State lands would be involved.

REMARKS:

The parcel was deemed surplus to the Department of Transportation, Highway Division's needs. The Department of Transportation has no objection to the disposal and transfer of the parcel via sale to the abutting owner and is in the best interest of the State of Hawaii.

RECOMMENDATION:

Authorize the Department of Transportation to dispose of a Portion of Remnant Parcel 52, and to sell the lot, at fair market value, in accordance with Section 171-52, Hawaii Revised Statutes, subject to the following:

1. The standard terms and conditions of the most current quitclaim deed form;
2. Review and approval by the Department of the Attorney General;
3. Such other terms and conditions as may be prescribed by the Director of Transportation to best serve the interests of the State;

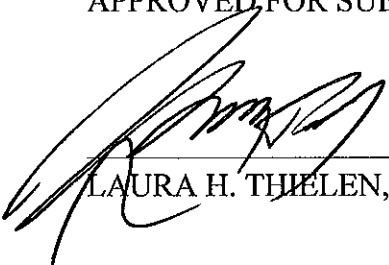
4. The parcels shall be conveyed in an "as is" condition and the State makes no warranty or representation about its condition or the presence of hazardous materials on, under or about the same.

Respectfully Submitted,



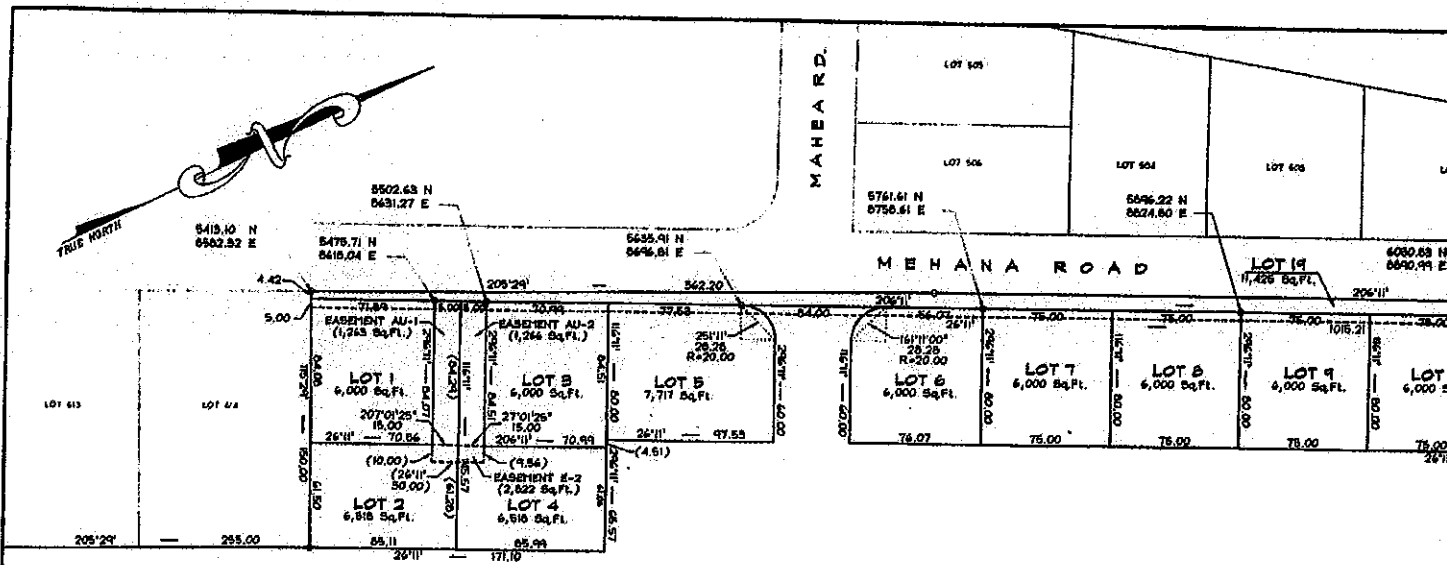
BRENNON T. MORIOKA, Ph.D., P.E.
Director of Transportation

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN, Chairperson

EXHIBIT A



LOT 10

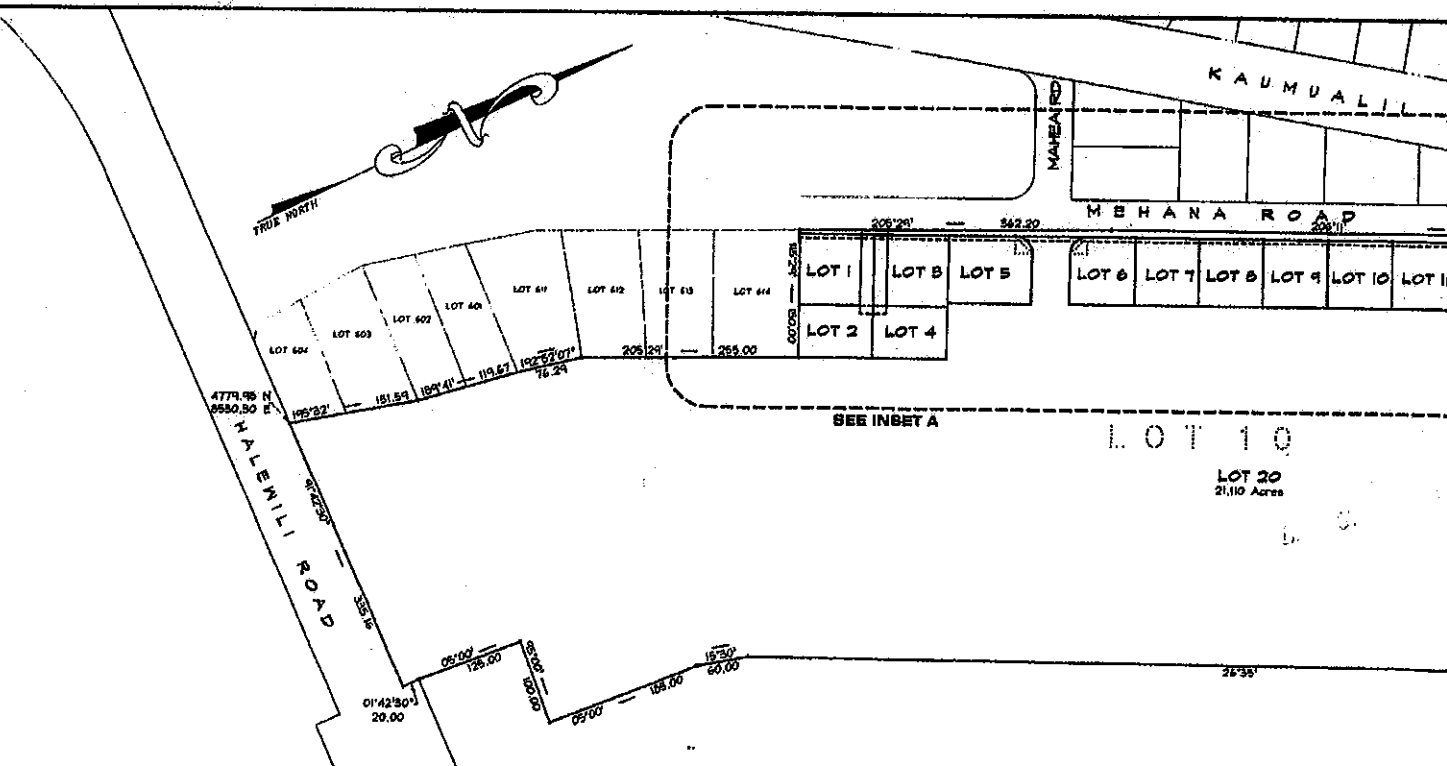
LOT 20
21.18 Acres.

GRAPHIC SCALE



(IN FEET)
1 inch = 60 ft

INSET A



L O T 1 0

LOT 20
21,110 Acres

GRAPHIC SCALE



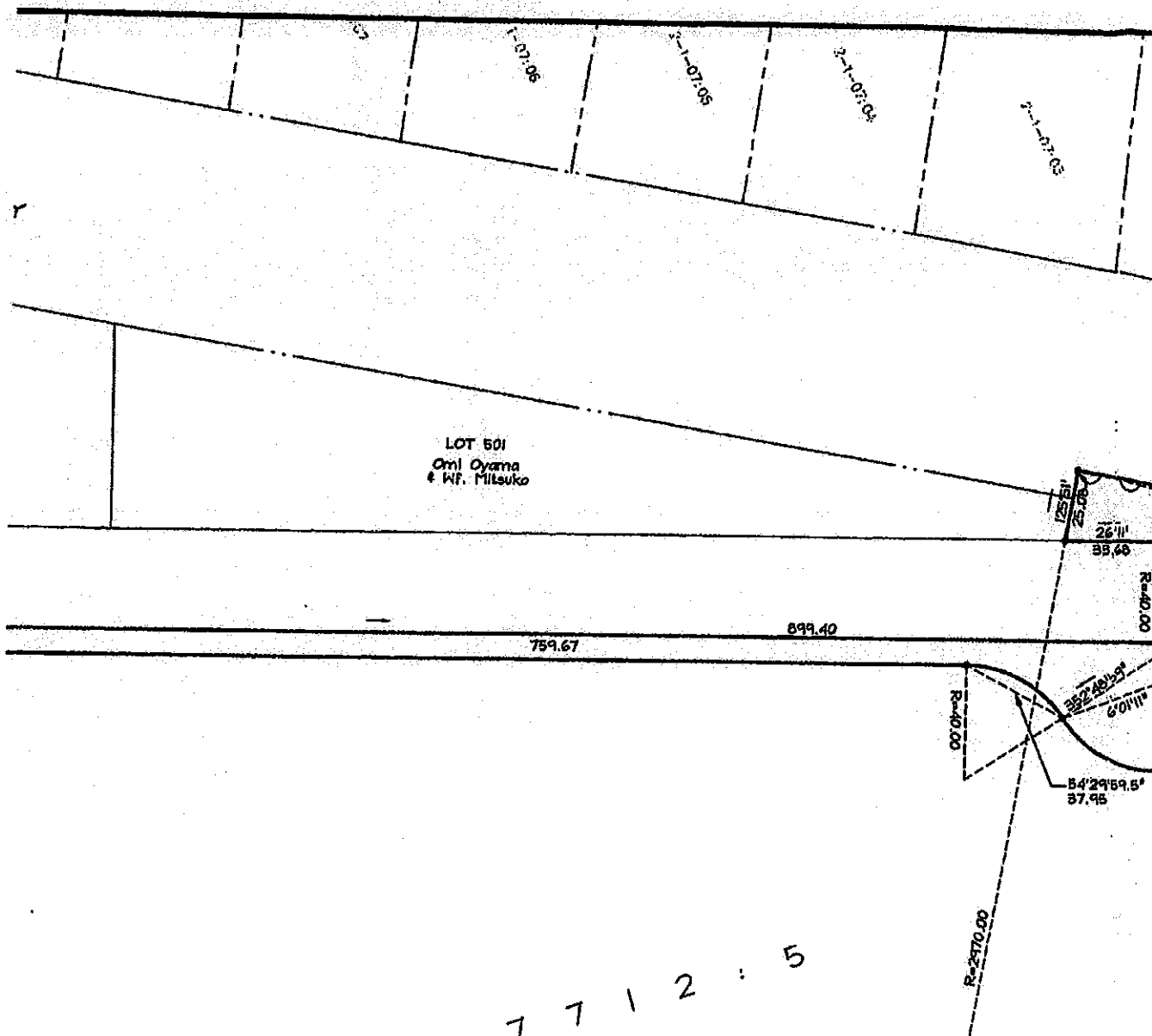
(IN FEET)
1 inch = 100 ft

Note: Azimuth and distance based on "PUOLO" A

DENOTES NO VEHICULAR ACCESS PERMITTED

DENOTES VEHICULAR ACCESS PERMITTED.

EXHIBIT B



L. C. A. W. 7 7 1 2 : 5